Previous references.

S. R. 13 of 1896

1899 - 1900 (Sep. Rev.)

SR File No. 17 of 1899

Serial Nos. 1 – 11

Later references.

S. R. 168-1585 156, B. June 1916.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 – 11

Major Part B. for September 1900

SUBJECT

East Indian Distilleries & Sugar Factories Ltd" Agents ~~Arrack Manufacturers~~ Objection to the Concession to the license of the Refreshment Room in the ~~B~~ Civil & Military Station Bangalore, for selling Country & Malabar liquors

---

From. Excise Commissioner Mysore no 5596/258 D 9-4-00.

States that the Agent of East India Distilleries & Sugar Factories Ltd" is against the concession to the license of the Refreshment Room

To. Excise Commissioner no 7447 D 18-4-00. Ex. 13-96

Requests him to obtain & forward copies of Foreign liquor Rules, license forms etc which were in force in C & M Station at the time of Contract.

G.R. S. 58

From. Excise Commissioner no 6064/352 D 8-5-00

Submits copy of Communication from the Collector of C & M. Station with two license forms

To. 1st Asst. Resident No 8221 / Ex 13-96 D 19-5-00

~~Submits copy of Communication from the~~ Collector States that the Manufacturer of Arrack takes objection to certain ~~Concession~~ new condition inserted in the Refreshment Room licenses.

From. Excise Commissioner No 6440 / 487 D 22-5-00

Submits copy of Communication from the Collector of C & M. Station with license forms.

From 1st Asst. Resident no 2989 / 125-1900 D 25-6-00

States that the Contractors have no cause of Complaint, under the terms of Contract.

To Excise Commissioner no 39 / Ex 13-96 D 2-7-00

Forwards copy of this office letter no 8221 / 13-96 D 19-5-00 with its reply from 1st Asst Resident

From. Excise Commissioner no 1078 / 52 D 4-8-00

Submits with opinion copy of Communication from the Agent explaining the circumstance of the claim.

To 1st Asst. Resident no 2088 / Ex 13-96 D 1-9-00

Forwards copy of letter from the Agent explaining his claims.

From 1st Asst. Resident No 4618 / 125-00 D 12-9-00

States that no ~~an~~ technical infringment of Contract has taken place by allowing the Sale of certain liquor as "Foreign Liquor".

To Excise Commissioner No 2500 / 13-96 D 19-9-00

Forwards ~~copy~~ of 1st Asst. Resident's letter no 4618 D 12-9-00 for Communication of the Resident's views to the Agent

Commissioner

Submitted,

Under the authority of Condition 2 in the Resident's notification no. 968 dated 27th February 1900, the licensees of the Refreshment Rooms in the C & M Station are allowed to sell all coloured or flavoured spirits manufactured in the Country & Cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty. The Excise Commr. states that the present arrack manufactured by the objects of this Co by the terms of the contract held by "~~The East India~~ the firm "The East India Distilleries and Sugar Factories (limited)" the exclusive privilege of the manufacture of arrack and other Country spirits and special liquors for supply throughout the Mysore State including the Civil and

S. R 17/99

cf.

and military Station of V
Bangalore vests in them.
The ~~point~~ present difficulty
has arisen from the fact that
The term "foreign liquor"
has been differently defined
by the ~~Govt of Mysore & the~~
~~Resident~~ notifications
issued by the Government
of Mysore & the Resident in
Mysore ~~the former excluding~~
~~all country spirits from the~~
~~The~~ ~~Ther~~ term as defined by the Govt
~~former Government~~ excludes
all country spirits, whereas
it includes certain country
spirits under some conditions
as notified by the latter.
The definition of the term
"foreign liquor" given in
the Resident's notification
no 968 & 27th February 1900
is in accordance with the
Rules framed under the
Madras Abkari Act & No I
of 1886. Whether the notification in question
issued by the Resident

is the first of its kind or whether it is the usual one published every year has not been stated by the Excise Commr. As under the condition VI of the Mysore Govt notification no 5814-8 28th December 1896 (Ex 223 (inviting tenders for the manufacture of arrack in the Mysore state) the manufacturers are bound to conform to the provisions of the Excise law for the time being in force in the territories of Mysored the C & M station as well as the rules framed thereunder from time to time. Under such circumstances, the excise commr may, if approved, be asked to send a copy of ~~the~~ the foreign liquor rules &c which were in force in the C & M station at the time the contract was given, as well as the Rules now in force

Submitted with draft for approval or orders.

18/4/01

GR 15/9
d 7

(Continued)

VI

The Excise Commr was asked to refer to Condition VI in the notification no 5814/9x223 of 28th December/96 & to ~~forward~~ obtain & forward a copy of foreign liquor Rules, License form &c which were in force in the C & M Station at the time when the arrack manufacturing contract was given together with copies of Rules now in force. As per Collector's letter the only rules by which the Station Excise department was guided were those embodied in the license forms, under which the licensee is prohibited from selling "any Batavia or Colombo arrack, or any spirituous or fermented liquors manufactured in the Mysore Country or in the provinces subject to the presidency of Fort St George except double distilled spirits up to 20° U.P. and over proof manufactured in the distillery at Bangalore"

Submitted (with draft for approval)
13/5/00 DSEC's for Order
M 15/5/00

Ex 259

Excise]

(1)

From

The Excise Commissioner
in Mysore

To

THE SECRETARY TO GOVT. OF MYSORE,
Inward Revenue Depts

SR 17/99

Sl. 1

Dated 9th April 1900.

Despatched //

Received

General No. 5596

No. 258

Enclosure No. 2

In reply to

SUBJECT.

states that the Agent of the "East India Distilleries and Sugar Factories (Limited)" manufacturers of arrack to the Mysore State, including the B & M station of Bangalore, brings to notice that the concession granted by the Resident to the licensees of foreign liquor Refreshment-rooms in the B & M Station to sell cocoanut toddy arrack of Malabar &c is against the terms of the contract of the said firm who have the exclusive privilege of manufacture and supply of all country spirits throughout the territories of Mysore.

References
(to be entered only in the Dewan's Office)

Excise Commissioners Office

No. 5596/258 Encl: 2 Bangalore, dated 9th April 1900.

From

The Excise Commissioner
in Mysore

To

The Secretary to Government
General and Revenue Departments

Sir,

I have the honor to State that the Agent of "The East India Distilleries and Sugar Factories (Limited)," manufacturers of arrack to the Mysore State including the Civil and Military Station of Bangalore, brings to notice that by condition 2 in the Resident's Notification No. 968, dated 27th February 1900, regarding the sale by public auction of the right of vending Foreign liquors in the Refresh-ment-rooms or taverns in the Civil and Military Station of Bangalore for the year 1900-1901, the licensees of the said Refreshment rooms or Taverns have been granted the privilege of vending "all colored or flavor-

spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty," while by the terms of the Contract held by the aforesaid firm, the exclusive privilege of the manufacture of arrack and other country spirits and special liquors for supply throughout the Mysore State including the Civil and Military Station of Bangalore, vests in them. See para 2 of the Mysore Durbar's Notification No. 3814 – Ex 223, dated 28th December 1896. In accordance with para 3 of this Notification, the contract is subject to the conditions specified in para 8 of the same Notification and to the Excise Laws and Rules passed by Government from time to time. The Excise Laws which were in force at the time of the grant of the Contract and which are still in force, are the Excise Act XXII of 1881 and Methylated Spirits Act XVI of 1863, and the Rules are those published under the Durbar's Notification

S. R 13/96 & 7

No.

No C 371/Ex, dated the 12th March 1897. Rules I and II – 3 and 8 – 4th in Government Notification No C 371/Ex, dated 12th March 1897, and condition V – 4th in para 8 of the Durbar's Notification No 5814-Ex 223, dated 28th December 1896, bear on the point.

2. A copy of the Resident's Notification No 968, dated 27th February 1900, is herewith sent for reference, together with a copy of Mr Ewart's letter No 197, dated 9th instant.

I have the honor to be,
Sir,
Your most obedient Servant

J. M. Durrant

Excise Commissioner
for Mysore

No. 197. Bangalore, 9th April 1900.

(1/6) 3

From

The Agent, Parry & Co.

Managing Agents, The E. I. D & S. F. Co.

Bangalore.

To

The Excise Commissioner in Mysore,

Bangalore.

Sir,

I have the honor to bring to your notice, the new conditions which have been inserted in the Cantonment Foreign-Liquor Licences from the 1st of this month.

Encl to No: 1

According to these conditions the licensees are permitted to sell "all colored or flavored spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at tariff rate of import duty".

I beg to point out that according to our contract with the Mysore Government (which includes the Cantonment), we have the monopoly of supply of all country spirits up to the 30th June 1902.

I therefore have the honor to request that you will be good enough to draw the attention of the Cantonment Authorities to the fact that new conditions are in contravention to our contract, and to request them

them not to permit the import of any country manufactured spirit into the Cantonment.

I have etc.

(Signed). R. K. Ewart.

Agent for Parry & Co.

"Copy"

M Purcaye

Excise Commissioner

in Mysore

10/4/1900

1/a

THE RESIDENT IN MYSORE.

Notification.

Excise 8C. 1

No. 968, dated Bangalore, the 27th February 1900.

Notice is hereby given that the right of selling Foreign liquors in each of the 13 Foreign Refreshment rooms or Taverns in the Civil and Military Station of Bangalore, specified in the subjoined schedule, for the year beginning 1st April 1900 and ending with 31st March 1901 will be put up to public auction at the upset prices, noted against each shop. The sale will be conducted by the Collector or by an officer specially deputed with the sanction of the Resident for this purpose in the Mayo Hall at 12 noon on Thursday the 15th March 1900.

II. Each bidder at the auction will deposit the sum of Rs. 50 previous to bidding. The shops will, subject to the provisions of the next succeeding clause, be knocked down to the highest bidder above the upset price subject to formal confirmation by the Collector. Such formal confirmation will, unless revised by the Resident for special reasons, be tantamount to an acceptance of the bid and will be necessary whether the sale be held by the Collector himself or by any other officer deputed as mentioned in clause I. Parties intending to bid must attend either in person or by duly accredited agents.

III. It will be within the discretion of the officer conducting the sale to decline to accept any bid or deposit if, for any sufficient reason, he considers such acceptance to be undesirable.

IV. As soon as the auction is completed, the deposits made by the unsuccessful bidders will be returned to them on application. As the auction proceeds, the person whose bid is accepted for each shop shall at once deposit a sum equal to half a month's rent for that shop in addition to the deposit required under clause II. Should he fail to do this, the deposit made by him under clause II shall be forfeited, the shop will at once be put up again for sale on the above conditions, and he will be debarred from bidding again for the same or any other shop.

V. Persons to whom shops have been knocked down, and who have made deposits as provided in clause IV shall also, within seven days from the date of auction, deposit such further sum as with the former deposits, will make up an amount equal to two months' rent of each shop knocked down to them and shall execute the necessary engagements to take out licenses on the conditions hereinafter set forth.

VI. If on enquiry subsequent to sale, but before final confirmation thereof, the purchaser shall be found to be of doubtful solvency, he may be required to deposit twice the amount prescribed under clause V *supra*, or to provide two sureties to execute a security bond for the due payment of all moneys that may become due by him under the terms of the contract. All expenses attendant upon this proceeding shall be borne by the renter.

VII. On the failure of any person to make deposit under clause V, or execute engagements and take out licenses as aforesaid, or to comply, if required to do so, with the requisition under clause VI *supra*, the deposits made under clauses II and IV will be forfeited and the shop or shops re-sold or otherwise disposed of at the discretion of the Collector.

VIII. Re-sales effected under clause VII will be at the risk of the defaulting bidder, who will forfeit any gain that may ensue owing to a rise in price and, in the event of loss by re-sale, will make good the deficiency that may be occasioned through his default. In the latter case the forfeited deposits will be deducted from the loss arising from the re-sale and the remainder, if any, will

be recovered from the bidder in the same manner as if it were an arrear of land revenue. Should, however, the forfeited deposits be greater than the loss by re-sale, the whole of such deposits will be credited to Government. The defaulting bidder will be similarly liable if the privilege be disposed of otherwise than by re-sale and such disposal results in loss to Government.

IX. A purchaser at an auction sale or re-sale shall not be permitted to sell, transfer, or sub-rent the right he has acquired or any interest therein without the consent of the Collector, which for any adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

X. The purchaser of the shop is liable to the penalties prescribed for breaches of the conditions set forth below, though a formal license may not have been issued to him.

CONDITIONS.

1. The privilege conferred extends only to the sale of Foreign liquor to be consumed on the premises.

2. The term "Foreign Liquor" includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits and ordinary arrack and plain rectified spirits manufactured in the country and excised at the tariff rates.

3. The amount for which the privilege above described has been purchased shall be payable into the Resident's Treasury in equal monthly instalments due on or before the 20th of each month commencing from April 1900. If the deposit made by the licensee under clause V in the sale notification be in cash it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month the Collector may suspend or cancel the license and issue notice of resale and may resell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due and the loss, if any, caused by the suspension or resale, the original licensee will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not resell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon the defaulting licensee informing him of the arrangements made No remission or abatement of the rent shall, on any account whatever be claimable by the licensee.

The licensee may purchase liquor from any licensed vendor of foreign liquor but he shall not remove the labels from the receptacles in which the liquor is received. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at the licensees tavern shall be conspicuously labelled or branded with the words "spirit manufactured in India.". All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore, and the Mysore State received into or kept for sale at his shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

5. The licensee of every tavern shall pay a registration fee of Rs. 100 to the credit of the Assigned Tract into the Resident's Treasury, as may be ordered by the Resident in one instalment payable in advance and the licensee shall also pay in the same manner a license fee of Rs. 2 per hogshead on all beer sold in excess of 7½ hogshead a month.

6. The licensee shall place the license granted to him in a conspicuous place in the tavern which shall be located in a building to be approved of by the Collector but not in the same premises with a depot or shop for the sale of arrack, or toddy. The room used for the tavern shall always be separate from the tavern keepers dwelling house. The tavern shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building.

7. The licensee shall fix in a conspicuous part of the front of his tavern a sign board on which his name, the liquor he is licensed to sell and the number of his license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

8. The licensee shall maintain an adequate supply of liquor to meet all ordinary demands.

9. The licensee shall prevent all drunkenness or disorder or gaming within his tavern. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting liquor. The licensee shall not harbour robbers, thieves or riotous persons but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to his shop. No person shall be harboured in his shop during the night.

10. The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for liquor, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

11. The licensee shall not allow any quantity of liquor however small to be conveyed from the premises on any account whatever.

12. The licensee shall not open his shop before sunrise nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

13. The licensee shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any member of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty nor to any European vagrant under escort of the Police nor to any child under twelve years of age. Neither shall he sell liquor to any one person in large quantities but only for refreshment to be drunk on the premises.

14. The licensee shall not permit prostitutes or persons of notoriously bad character to meet or remain in the shop, neither shall he harbour or conceal soldiers knowing or having reason to believe such to be deserters.

15. The Collector may direct that the tavern shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

16. The licensee shall keep a true account in ink showing the quantity and descrition of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by the Resident and such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose, or any Excise officer, or any Police officer not

below the rank of Inspector. The permits, if any with which the liquor is received at the tavern shall be carefully and regularly filed therein and similarly produced for inspection. The licensee shall furnish such other returns and information as may from time to time be required by the Collector.

17. The licensee shall not keep or sell plain rectified spirits neither shall he rectify spirits by purifying, colouring, flavouring or mixing any material therewith. Neither shall he adulterate his liquor in any manner whatever. All liquor sold or kept for sale must be of good quality. All country brewed beer sold or kept for sale must be of such quality as shall be approved of by the Resident. The licensee shall not keep or sell liquor at any other place than that specified in the license. No country spirits or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license.

18. In case of any breach of the conditions of the license, either by the licensee, or any person in his employment, it shall be competent for the Collector to impose upon the licensee, a fine not exceeding Rs. 10 for every such breach of such conditions, or to declare the money deposited with him forfeited and to cancel and resell the license at the risk of the licensee, and all loss caused thereby shall be made good by the licensee. When a license is cancelled the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding section shall not be held to prevent the prosecution of the licensee or any of his servants for any offence which may be committed against the Excise Laws or rules in force.

20. If it comes to the knowledge of the Collector that the licensee fails to open his shop or to carry on his business with due care and attention or that he has been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules it shall be lawful for the Collector to cancel the license and to resell or otherwise dispose of the privilege at the risk of the licensee.

21. The licensee shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. The licensee shall not sell, transfer, or sub rent the privileges conferred by this license or any interest therein without the consent of the Collector, which for adequate reason may be withheld. Nor shall he appoint any person to act as his agent in the management of the shop without the Collector's previous approval.

23. The licensee shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

"By Order,"

H. R. C. DOBBS,

First Assistant to the Resident.

SCHEDULE.

Detailed list of present Foreign liquor Taverns in the Civil and Military Station, Bangalore.

Name of Circle.	Police Division.	Serial number of Taverns.	Locality.		Income in taverns from 1st April to 31st December 1899.			Probable income for the year 1899—1900.			Annual upset price.			Place of sale.	Date of sale.	Officer by whom sale will be conducted.	Remarks.
			No.	Street.	Rs.	A.	P.	Rs.	A.	P.	Rs.	A.	P.				
Civil and Military Station, Bangalore.	B. Division.	1	251	Old Poor House Road							100	0	0	Collector's Office, Civil and Military Station, Bangalore.	March 1900.	Collector or any other officer authorized by him.	
		2	8	Thimmiah Road							100	0	0				
		3	41	New Market Road							100	0	0				
		4	75	Sultanji Gunta Road ...							100	0	0				
		5	309	Old Poor House Road ...							100	0	0				
		6	14	Dharmaraja Street							100	0	0				
		7	6	Castle Street, Shoolay ...							100	0	0				
		8	120	Thimmiah Road							100	0	0				
		9	31	New Market Road							100	0	0				
	C. Division.	10	10	New Market Road							100	0	0				
		11	36	Ulsoor Bazaar Street ...							100	0	0				
	B. Division.	12	115	Brigade Road							100	0	0				
		13	30	New Market Road							100	0	0				

Residency Press, Bangalore—27-2-1900.—300.

Draft for approval or orders

(2)

To

The Excise Commrs
in Mysore.

No 7447
Exc. F. 13 9.96
Dated 18 April 1900.

SR 17/99

SL: 2

His letter no 5596/258 of the 9th instant stating that the permission granted to the licensees of Refreshment Rooms in the C & M station for selling "coloured or flavoured ~~spirit~~ country spirits" is not in accordance with the terms of the ~~contract~~ arrack manufacturing contract held by the firm "East India Distilleries & Sugar Factories (Limited)".

With reference to the above has the honor to refer the Excise Commrs to Condition VI in the notification no 5814/8223 of 28th December 96 and to request that he will be so good

as to obtain and forward
to this office at an early date,
a copy of the foreign liquor
rules, license form &c which
were in force in the C & M Station
at the time the present arrack
manufacturing Contract was
given, as also a copy of the
Rules now in force in the
Station.

"B"

V
18/11/20

For Secretary

Exisa.]

13

189 No. 1409
Ex 359

From The Excise Commissioner in Mysore

(3)

To

The Secy. to the Govt. of Mysore,
General and Revenue Depts

SR 17/99

Dated 8th May 1900.

Despatched

Received

General No. 6064

No. 352.

SC. 3

Enclosure No.

In reply to Zon docket no 7447 Ex. F 13-98
dated 18th april 1900

SUBJECT

Submits copy of Communication from the Collector of the civil and military station of Bangalore, together with foreign liquor license forms therein referred to.

Ex yr
15-5-00

References (to be entered only in the Dewan's Office.)

No 6064
352

Excise Commissioner's office
Bangalore, dated 8th May 1900

From

The Excise Commissioner
in Mysore

To

The Secretary to Government
General and Revenue departments.

Sir,

In reply to your docket—No 7447 Ex. 5 13-96 dated 18th April 1900, calling for a copy of the foreign liquor rules, etc, which were in force in the civil and military Station of Bangalore at the time the present arrack manufacturing contract was given, etc, I have the honor to submit herewith copy of letter no 1123, dated 30th April 1900, from the Collector, Civil and military Station of Bangalore, together with the license forms therein referred to.

2 The collector has been requested to furnish copies of the rules etc, now in force, which will be forwarded to you on receipt of the same from the collector.

I have the honor to be
Sir
Your most obedient Servant
B. Rice
Excise Commissioner
in Mysore.

No 1123 Enc 4.

3
A

Office of the Collector,
Civil and Military Station, Bangalore.
Dated 30th April 1900—

From

Edward Hewetson Esq:
Collector, Civil and Military Station,
Bangalore.

To

The Excise Commissioner
in Mysore
Bangalore.

Encl to Ltr 3

Sir,

As requested in your letter dated the 19th instant, No 1900, I have the honor to forward herewith the marginally noted license forms under the Excise Act that were in use in the Station until they were superseded by new forms in the beginning of the official year 1898—1899.

1 Shop license (wholesale & retail)
2 Refreshment-Room license.

There were no seperate rules in the Station regarding foreign liquors, the only rules by which the Excise Department was guided

guided being these embodied in the license forms themselves. Forms of Hotel and opening licenses are also forwarded as they refer to foreign liquors.

I have the honor to be
Sir,
Your most obedient Servant—

(Sd) Edw. Hewelon
Offg: Collector.

Copy

Mumtaz Langayegd
For Excise Commissioner
in Mysore.

Wholesale & Retail

16

FORM No. 1.

License for Sale of Foreign Spirits and Fermented Liquors of all kinds.

(Section 12, Act XXII of 1881.)

SHOP LICENSE.

:o:

ಷಾಪು ಲೈಸೆನ್ಸ್. 1789

3 / 6 Civil 608: 3

I, Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, hereby authorize

residing in the Civil and Military Station of Bangalore, to sell by wholesale and retail, foreign, spirituous and fermented liquors of all kinds, subject to the conditions and restrictions prescribed below, in their shops situated in

I. That do not sell any Batavia or Colombo arrack, or any spirituous or fermented liquors manufactured in the Mysore country, or in the provinces subject to the Presidency of Fort St. George, except doubled distilled spirit upto 20° under proof and over proof manufactured in the distillery at Bangalore.

II. That do not sell or give any spirituous or fermented liquors in a less quantity than one quart bottle, or one pint bottle at a time.

III. That do not sell nor give any kind of spirituous or fermented liquors in any quantity whatever, to any European non-commissioned officer or private soldier, nor to any European or East Indian women connected with, or related to, men of these classes.

IV. That shop shall be annually registered in accordance with Section 58 of the Municipal Regulations, and the registration fee of Rupees fifty for a year or portion of a year be duly paid.

V. This license does not give permission for liquor to be drunk on the premises.

VI. That the shop be closed at 9 P. M. and not opened until 6 A. M., daily.

A breach of any one of the above conditions and restrictions will subject the holder of this license, on conviction before a Magistrate, to fine under Act XXII of 1881, or to the forfeiture of the license, under Section 13 of Act XXII of 1881, or both.

The license shall continue in force till the 31st March 189 and no longer.

OFFICE OF THE COLLECTOR & SUPT. OF EXCISE REVENUE CIVIL & MILITARY STATION.

Bangalore, *189* .

Collector and Supt. of Excise Revenue.

Received from the sum of Rupees (50) fifty only, on account of registration fee for opening the shop in accordance with the above license from 1st April 189 to 31 March 189 .

OFFICE OF THE MUNL. COMMN., CIVIL & MILITARY STATION.

Bangalore, *189* .

President Municipal Commission, Civil and Military Station, Bangalore.

Registered as No. in the Police Office.

Dated

District Superintendent of Police, Civil and Military Station, Bangalore.

Residency Press, Bangalore.—1-4-97.—50.

3/C

17

FORM No. 1.

License for the Retail Sale of Foreign Spirituous and fermented liquors in a Refreshment Room. (Section 12, Act XXII of 1881.)

REFRESHMENT ROOM LICENSE.

—:o:—

ರಿಫ್ರೆಷ್‌ಮೆಂಟ್ ರೂಂ ಲೈಸೆನ್ಸ್.

—o—

Reg

Register No.

Name of License-holder.

Name of shopman.

Locality of shop.

I, Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, do hereby authorize

residing in the Civil and Military Station of Bangalore, to keep Refreshment Room in the premises No. , Street in the Civil and Military Station of Bangalore, and therein to sell by retail all foreign spirituous and fermented liquors under the following conditions:—

I. That the said premises be an open shop and so constructed that all persons inside it be visible to any one at the door or windows, and that it shall not give entrance to any inner room or yard.

II. That the board be fixed in a conspicuous position outside the shop, on which shall be legibly printed the number of the shop, name of license-holder and shopman and the description of liquor sold therein.

III. That no Batavia or Colombo arrack or any spirituous or fermented liquors manufactured in the Mysore Province, or in the territories subject to the Presidency of Fort St. George, be sold therein, except doubled distilled spirit upto 20° under proof and over proof manufactured in the distillery at Bangalore.

IV. That all liquor be sold in small quantities as refreshment and drunk in the shop, and that none be conveyed out of the shop on any pretence whatever.

V. That all sales of liquor be paid for in ready money, no credit being allowed or any articles received in pledge or barter for liquor.

VI. That do not sell nor give any kind of spirituous or fermented liquor in any quantity whatever, to any European non-commissioned officer or private soldier, or to any European or East Indian woman, connected with or related to men of these classes.

VII. That no adulterated or diluted liquors be sold on the premises.

VIII. That this license and the shop accounts be at all times open to the inspection of a Magistrate, or any officer acting under his orders, and that a monthly abstract be punctually kept in the shop showing, under proper headings, the quantity of liquor of all kinds received, disposed of, and remaining in hand.

IX. That the shop be closed at 9 P. M., and not opened untill 6 A. M.

X. That no drunkenness, or disorderly behaviour or gaming, be permitted on the premises, and that no prostitutes or persons of notoriously bad character be permitted to meet or remain therein.

XI. That Refreshment Room shall be annually registered in accordance with Section 58 of the Municipal Regulations, and the registration fee of Rupees fifty per annum or for any portion of the year for the time this license is granted be duly paid.

XII. That the license-holder shall be personally liable for the observance of all these conditions by himself and all others employed or acting in any capacity whatever in the shop, and that any breach of the same shall subject him and them on conviction before a Magistrate, to fine under Act XXII of 1881, or to forfeiture of the license under Section 13 of the Act, or both.

This license shall (subject to the due observance of all the conditions) continue in force untill 31st March 189 , and no longer.

Provided it may, before that date, be recalled by the undersigned under Section 13 of Act XXII of 1881, or the license-holder may surrender his license on giving one month's previous notice under the provision of Section 14 of the Act.

OFFICE OF THE COLLECTOR & SUPT. OF EXCISE REVENUE, CIVIL & MILITARY STATION.
Bangalore, *189* .

Collector and Supt. of Excise Revenue.

Received from the sum of Rupees (50) fifty only, on account of registration fee for opening the Refreshment Room in accordance with the above license from 1st April 189 . to 31st March 189 .

OFFICE OF THE MUNL. COMMN., CIVIL & MILITARY STATION.
Bangalore, *189* .

President, Municipal Commission, Civil and Military Station, Bangalore.

Registered as No. in the Police Office.

Dated

District Superintendent of Police, Civil and Military Station, Bangaloer.

Residency Press, Bangaloro.—2-4-97.—30.

No. FORM No. 3.

License to sell Foreign Spirituous and Fermented Liquors in a Hotel.

(*Section 12, Act XXII of 1881*).

—:o:—

HOTEL LICENSE.

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I, Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, do hereby authorize

residing in the Civil and Military Station, Bangalore, and keep on Hotel called the

Hotel, to sell by wholesale and retail therein, foreign spirituous and fermented liquors of all kinds, subject to the conditions and restrictions prescribed below in the Premises No.

I. That do not sell any Batavia or Colombo arrack, or any spirituous or fermented liquors manufactured in the Mysore country, or in the provinces subject to the Presidency of Fort St. George, except doubled distilled spirit upto 20° under proof and over proof, manufactured in the distillery at Bangalore.

II. That do not sell nor give any kind of spirituous or fermented liquors in any quantity whatever, to any European non-commissioned officer, or private soldier, nor to any European or East Indian women, connected with, or related to, men of these classes, nor allow him, or them to drink liquor of any description in premises or grounds.

III. That do not fraudulently dilute or adulterate such spirituous or fermented liquors as aforesaid, or sell the same, knowing the same to have been fraudulently diluted or adulterated; and do not knowingly permit drunkenness or other disorderly behaviour in the said Hotel or premises; and do not knowingly suffer any gaming whatsoever therein; and do not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein; and do not wilfully and knowingly harbour or conceal therein any European soldier who is a deserter; and do not permit any spirituous or fermented liquor to be conveyed from or out of the said Hotel premises.

IV. That Hotel shall be registered in accordance with Section 58 of the Municipal Regulations, and the registration fee of Rupees fifty per annum, or for any portion of the year for the time this license is granted, be duly paid.

A breach of any one of the above conditions and restrictions will subject the holder of this license, on conviction before a Magistrate to fine under Act XXII of 1881, or to the forfeiture of the license under Section 13 of the Act, or both.

This license shall continue in force till the 31st March 189 , and no longer.

OFFICE OF THE COLLECTOR & SUPT. OF EXCISE REVENUE CIVIL & MILITARY STATION.

Bangalore, *189* .

Collector and Supt. of Excise Revenue.

Received from the sum of Rupees (50) fifty only, on account of registration fee for opening the Hotel in accordance with the above license from 1st April 189 to 31 March 189

OFFICE OF THE MUNL. COMMN., CIVIL & MILITARY STATION.
Bangalore, *189* .

President Municipal Commission, Civil and Military Station, Bangalore.

Registered as No. in the Police Office.

Dated

District Superintendent of Police, Civil and Military Station, Bangalore.

Residency Press, Bangalore.—7-4-97.—20.

3/e

Form No. 2.

License for Sale of Foreign Spirits and Fermented Liquors of all kinds (Section 12 of Act XXII of 1881) issued in addition to Form No. 1 for the additional privilege of permitting Liquors to be tasted on the premises.

OPENING LICENSE.

:o:

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Encl to

I, Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, do grant this license to Merchants residing in the Civil and Military Station of Bangalore in addition to the shop license No. subject to the conditions and restrictions prescribed below:—

1. That they are permitted to open Liquors to be tasted by intending purchasers only in their shop No.

2. A breach of this condition, will subject the holder of this license on conviction before a Magistrate, to fine under Act XXII of 1881 or to the forfeiture of the license under Section 13 of the Act or both.

3. That they will pay a Fee of Rupees (25) twenty-five per annum or for any portion of the year for the time that this license is granted.

This license shall continue in force till 31st March 189 , and no longer.

OFFICE OF THE COLLECTOR & SUPT. OF EXCISE REVENUE CIVIL & MILITARY STATION.

Bangalore, *189* . *Collector and Supt. of Excise Revenue.*

Received from the sum of Rupees (25) twenty-five only, on account of Fee for the above license from to 31st December 189 .

OFFICE OF THE MUNL. COMMN., CIVIL & MILITARY STATION. *Bangalore,* 189

President, Municipal Commission, Civil and Military Station, Bangalore.

Registered as No. in the Police Office.

Dated

District Superintendent of Police, Civil and Military Station, Bangalore.

Residency Press, Bangalore.—14-12-94.—.25

Draft for approval

To (4) 22

The First-assistant to
the Resident in Mysore

Sir 3

8221 of 19/5/00
Ex. F. 13 of 96. 19.

14/99

Sl. 4

Sir,

I am directed to state that under condition 2 in the Residents notification No. 968 dated 27th February 1900, regarding the sale by public auction of the right of vending foreign liquors in the Refreshment rooms and taverns in the Civil and Military Station of Bangalore for the year 1900-1901, the licensees of the said Refreshment rooms and taverns have been granted the privilege of vending "all colored or flavored spirits manufactured in the country, and cocoanut toddy, arrack manufactured in Malabar and excised at the tariff rates of import duty. The Agent of the Governor in East India

"Distilleries and Sugar Factories (Limited)" manufactures of arrack to the mysore State including the C & M Station of Bangalore, in his letter no 197 of the 9th ultimo, to the address of the Excise Commr in mysore, brings to notice that the permission granted in the Residents' notification is contrary to the terms of the Contract held by the firm, under which the exclusive privilege of the manufacture of arrack and other country spirits and special liquors for supply throughout the State including the C & M Station vests in them. (Condition III of the Refreshment room licenses which was hitherto in force in the C & M Station. (The marginally noted references to conditions in the rules & notifs of the * notifications issued by the Darbar on the subject also bear on the point in question)

(a copy of which is enclosed for kind perusal)

the above view is supported by

* para 2 of the Darbar's notifn no 58 14-8x 223 & 28th December 1896 para 3 do do do- Condition IV-4 to para 8-do- Rule I & II 3 & 8(4) of notification no 37 18x

Under these circumstances

I am to request the favor of the question being placed before the Resident for such action as he may deem fit to take.

I have the
16/5/00
Secretary

KG
15/5/00

Exam
17/5/00

25

Excise] 5 189

RECEIVED No. 8127
JUN. 4 1900
OFFICE

From The Excise Commissioner in Mysore

To

THE SECRETARY TO GOVT. OF MYSORE,

General and Revenue Depts

Subd.

The Residency has already been written to in this office No: 8221 8/1900 2nd 7-13-96 May 1900. Suggest this be filed?

SR 17/99

8(c) 5

Dated 22nd May 1900

Despatched 31 —d.

Received

General No. 6640

No. 437

Enclosure No. 13

In ~~reply to~~ Continuation of this office No 6064/352 dated 8th Instant.

SUBJECT.

Submits a copy of Communication from the Collector Civil and Military Station, Bangalore, together with the license forms therein mentioned.

References
(to be entered only in the Dewan's Office.)

No 6440/437 — Enc 13

Excise Commissioner's office
Bangalore, dated 22nd May 1901
31

From
The Excise Commissioner
in Mysore

To
The Secretary to Government
General and Revenue Departments.

Sir,

In Continuation of my letter No 6064/352 dated the 8th Instant, I have the honor to Submit herewith Copy of letter No 1357, dated 17th Instant, from the Collector of the Civil and Military Station, Bangalore, together with the license forms therein mentioned.

I have the honor to be
Sir
Your most obedient Servant

For Excise Commissioner
in Mysore.

No 1354 Inc 2.

Office of the Collector,
Civil and Military Station, Bangalore
Dated 19th May 1900.

From

L. D. Harris Esq, I.C.S.,
Collector, Civil and Military Station,
Bangalore.

To

The Excise Commissioner in Mysore,
Bangalore.

Encl 6
Sir, Sl 5

As requested in your letter — dated 8th Instant —, No 6068/1723, I have the honour to forward herewith the marginally* noted foreign liquor license forms under the Excise Act that were in force in the Station during the year 1898—1899, together with copies of the 9 license forms introduced into the Station for the current year.

* 1 Shop License
2 Refreshment Room License
3 Hotel License
4 Opening License.

2. There are no Separate rules regarding foreign liquors, the only rules by which the Excise department is guided being those embodied in the license forms themselves.

I have the honor to be
Sir,

Your most Obedient Servant
(Sd). Abdul Rahman.
for Collector.

"Copy"

for Excise Commissioner
in Mysore.

For Liquor license forms introduced in 1900 28

5/a

Wholesale license for the sale of Foreign Liquor not to be drunk on the premises to licensed dealers only.

Encl to 8C

5—

—:o:—

I Collector of the Civil and Military Station of Bangalore do hereby authorise residing in the Civil and Military Station of Bangalore to keep a liquor shop in the premises No. Street and to sell therein by wholesale foreign liquors under the following conditions.

1. The privilege extends to the sale of foreign liquor only, not to be consumed on the premises.

2. The term "Foreign Liquor" in this license includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured and flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty but excludes methylated spirits and ordinary spirits and plain rectified spirits manufactured in the country and excised at tariff rates.

3. You shall pay into the Resident's Treasury an annual registration fee of Rs. 50 or Rs. 100 according to class before this license is issued to you.

4. You shall not sell liquor to any person except licensed dealers.

5. You shall not sell liquor in quantities less than two imperial gallons or a dozen reputed quart bottles or two dozen reputed pint bottles. You may however issue samples of liquor in quantities not exceeding one pint if you also hold a sample license which may be granted to you at the discretion of the Collector on payment of an additional fee of Rs. 25.

6. The license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901.

7. You are prohibited from rectifying spirits by purifying, colouring or flavouring, or mixing any material therewith, neither shall you adulterate your liquor in any manner whatever. All liquor sold or kept for sale by you must be of good quality.

8. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at your shop shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquor imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or kept for sale at your shop, shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

9. If you hold any other license for the sale of foreign liquor on the same premises you shall keep your accounts of transactions under it separate from those under this license.

10. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put up in front of your shop a sign board on which the nature of the liquors sold by you shall be legibly inscribed.

11. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form prescribed by the Resident

and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector or the Superintendent of Excise.

12. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment, and every breach of the conditions may subject you to forfeiture of the license and to prosecution under Excise Act. Any persons acting in your behalf shall be liable to prosecution for any failure on his or her part to duly observe any of the conditions of this license.

13. You shall not transfer or sub-rent the privileges conferred by this license without the Collector's previous permission, nor if the Collector so orders shall any agent be appointed for the management of your shop without his previous permission.

14. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up the license for amendment or for the issue of a fresh license accordingly.

GIVEN under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by—	East by—	South by—	West by—	

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

5/6

30

SHOP LICENSE.

For the retail sale of foreign liquor not to be consumed on the premises

——: (o) :——

I Collector of the Civil and Military Station, Bangalore, under the provision of the Excise Act, hereby license you to keep a liquor shop in the premises specified in the accompanying schedule, subject to the following conditions and stipulations to be observed by you the said

CONDITIONS.

1. The privilege conferred extends only to the sale of foreign liquor or beer not to be consumed on the premises.
2. The term "Foreign Liquor" includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits, and ordinary arrack, and plain rectified spirits manufactured in the country and excised at the tariff rates.
3. You shall pay a registration fee of Rs. 50 into the Resident's Treasury, or to an officer duly authorised by the Resident to receive such payment before this license is issued to you. Should you however sell over 500 gallons of liquor in one year, you shall at once pay an additional fee of Rs. 50 or the license shall be cancelled by the Collector.
4. You shall not sell liquor in a quantity less than one reputed pint, unless you also possess a jug and bottle license that shall be granted to you at the discretion of the Collector on payment of an additional fee of Rs. 25.
5. All liquor kept for sale or sold by you shall be contained in receptacles sealed or capsuled unless you also possess a bottle license.
6. You shall purchase liquor from any licensed vendor of foreign liquor but you shall not remove the labels from the receptacle containing spirits manufactured and flavoured, coloured or compounded in India, and received into or kept for sale at the licensees tavern shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State, received into or kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.
7. You shall place this license in a conspicuous place in the shop, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of arrack, or toddy.
8. You shall fix in a conspicuous part of the front of your shop a sign board on which your name, the liquor you are licensed to sell, and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.
9. You shall maintain an adequate supply of liquor to meet all ordinary demands.

10. You shall not open your shop before sunrise, nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

11. You shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty, nor to any European vagrant under escort of the Police, nor to any child under twelve years of age.

12. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such account shall be in the form as may be prescribed by the Resident and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

13. You shall place this license in a conspicuous place in your shop.

14. You shall not rectify or color or dilute spirits or adulterate them in any manner whatever.

15. This license may at any time be withdrawn by the Collector on giving one month's notice. Otherwise it shall continue in force until the 31st March 1901.

16. In case of any breach of the conditions of the license, either by you or by any person in your employment, it shall be competent, for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach of such conditions.

17. The imposition of a fine, or the cancellation of the license under the last preceding clause shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the Excise Laws or Rules in force.

18. If it comes to the knowledge of the Collector that you fail to open your shop or to carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel this license.

19. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

20. You shall not transfer or sub-rent the privileges conferred by this license without the Collector's previous permission. Nor if the Collector so orders shall any agent be appointed for the management of your shop without his previous permission.

21. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall, on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by—	East by—	South by—	West by—	

Residency Press, Bangalore.—9-3-1900.—100.

5/C

33

Hotel License for the supply of Foreign liquor to residents in Hotels and Boarding Houses.

——:o:——

I Collector, Civil and Military Station of Bangalore, hereby authorise

residing in

to vend foreign liquor at your Hotel / Boarding House situated in house No. of road during the official year ending 31st March 1901, subject to the following conditions and stipulations to be observed by you.

1. That you shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 50 or Rs. 100 according to class before this license is granted to you.

2. The term "Foreign Liquor" in this license includes all wines, spirits and beer imported from foreign territories by sea or land, all coloured and flavoured spirits manufactured in the country and cocoanut toddy arrack, manufactured in Malabar and excised at the tariff rates of import duty, and country brewed beer imported in a condensed form and afterwards converted into potable beer and duly excised; but excludes methylated spirits and ordinary arrack and plain rectified spirits manufactured in the country and excised at tariff rates.

3. You shall not keep or sell to any one ordinary arrack or plain rectified spirits manufactured in British India and excised at the tariff rate of duty or toddy or any liquor saleable in country liquor shops of the Station, nor shall you keep or sell ganja, opium or other intoxicating drug.

4. You shall not sell or give any liquor to any European non-commissioned officer or private soldier, or to any European or Eurasian camp follower without the permission in writing of the Commanding Officer or of some person duly authorised by him in that behalf; nor to any sepoy, member of the Poilce force, Excise Officer or servant of a Railway Company whilst on duty; nor to any European vagrant under escort of the Police.

5. You shall keep true accounts showing the quantity of liquor obtained by you for sale, the source whence it has been obtained and the quantity sold. Such accounts shall be in such form as may be prescribed by the Resident and shall be open to the inspection of the Collector or any officer of Excise or to any other officer whom the Collector may depute for the purpose. You shall furnish such returns of sales as the Collector may from time to time prescribe. Should you sell beer manufactured in Bangalore you shall regularly file the permits covering the consignments and shall produce them for inspection along with your accounts.

6. You shall not permit drunkenness or gambling or disorderly conduct in your premises, nor allow disorderly persons of either sex to remain therein.

7. You shall not rectify spirits by purifying, colouring, flavouring or mixing any material therewith.

8. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India and received into or kept for sale at your shop, shall be conspicuously labelled or branded with the words "spirit manufactured in India." All liquor imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or

kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

9. You shall, in the event of your also holding any other license for the vend of liquor, keep separate accounts of sales under each license.

10. You shall not transfer or sub-rent your privilege to any other person without the Collector's permission. Nor shall you appoint any person to act as your agent for the management of your privilege without previously taking the Collector's approval of the agent.

11. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment, and any breach of the conditions may subject you to forfeiture of the license and to prosecution under the Excise Act. Any persons acting in your behalf shall be liable to prosecution for any failure on his or her part to duly observe any of the conditions of this license.

12. This license shall also be revocable by the Collector with the sanction of the Resident on giving one month's notice of such revocation, in which case a proportionate part of the fee paid by you will be refunded to you.

13. All liquor sold or kept for sale by you must be of good quality.

14. You shall not sell liquor to any person other than residents in your hotel for their own use and that of their guests, or to casual visitors requiring liquor with meal or meals supplied to them.

15. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force or which may be hereafter enacted and shall, on requisition by the Collector, deliver up the license for amendment or for the issue of a fresh license.

Given under my hand and seal this day of

in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

35

5/d

Refreshment Room or Tavern License.

——: (o) :——

I Collector of the Civil and Military Station, Bangalore, under the provisions of the Excise Act, hereby license you to keep a Refreshment Room or Tavern in the premises specified in the accompanying schedule, subject to the following conditions and stipulations to be observed by you the said

CONDITIONS.

Encl 6

The privilege conferred extends only to the sale of foreign liquor or beer consumed on the premises.

2. The term "Foreign Liquor" includes all wines, spirits, and beer imported from foreign territories by sea or land, all coloured or flavoured spirits manufactured in the country and cocoanut toddy arrack manufactured in Malabar and excised at the tariff rates of import duty and country brewed beer or beer imported in a condensed form and afterwards converted into potable beer and duly excised, but excludes methylated spirits, and ordinary arrack, and plain rectified spirits manufactured in the country and excised at the tariff rates.

Sl. 5

3. The amount for which the privileges above described have been purchased shall be payable into the Resident's Treasury in equal monthly instalments, due on or before the 20th of each month commencing from the 1st April 1900.

If the deposit made by you under clause V in the sale Notification, be in cash, it will be taken in payment of the instalments due on the last two months of the period of the rent. Failing payment by the 20th of the month, the Collector shall at once proceed to recover the arrears together with interest at 6%, under the rules in force for the collection of land revenue. If the instalment has not been paid by the 5th of the following month, the Collector may suspend or cancel the license and issue notice of re-sale and may re-sell the license on the day fixed with effect from the date of its issue to the new purchaser. In that case the deposit will be forfeited and if it should fall short of the arrears due, and the loss, if any, caused by the suspension or re-sale, you will be responsible for the difference which will be recovered under the rules in force for the collection of land revenue. If the Collector does not re-sell the shop he may make other arrangements as may appear advisable for the remainder of the lease, in which case he shall serve a notice upon you informing you of the nature of the arrangement made.

No remission or abatement of the rent shall, on any account whatever, be claimable by you.

4. You shall purchase liquor from any licensed vendor of foreign liquor but you shall not remove the labels from the receptacles in which the liquor is received. Every receptacle containing spirits manufactured and flavoured, coloured or compounded in India, and received into or kept for sale at your tavern shall be conspicuously labelled or branded with the words "spirits manufactured in India." All liquors imported in bulk and bottled in the Madras Presidency, the Civil and Military Station of Bangalore and the Mysore State received into or kept for sale at your shop shall bear a printed label showing clearly the country of manufacture, the name of the bottler as entered in his license and the place of bottling.

5. You shall pay a registration fee of Rs. 100 to the credit of the Assigned Tract into the Resident's Treasury, as may be ordered by the Resident in one instalment payable in advance. You shall also pay in the same manner a license fee of Rs. 2 per hogshead on all beer sold by you in excess of $7\frac{1}{2}$ hogshead a month.

6. You shall place this license in a conspicuous place in the tavern, which shall be located in a building to be approved of by the Collector, but not in the same premises with a depôt or shop for the sale of arrack, or toddy. The room used for the tavern shall always be separate from the tavernkeeper's dwelling house. The tavern shall have only one door which shall face the street and there shall be no windows or other openings to the rear or ends of the building.

7. You shall fix in a conspicuous part of the front of your tavern a sign board on which your name, the liquor you are licensed to sell, and the number of your license shall be legibly inscribed in the vernacular language of the locality in which the shop is situated.

8. You shall maintain a adequate supply of liquor to meet all ordinary demands.

9. You shall prevent all drunkenness or disorder or gaming within your tavern. Persons suffering from leprosy or other contagious diseases shall not be employed in selling or transporting liquor. You shall not harbour robbers, thieves or riotous persons; but shall give information to the nearest Magistrate or Police Officer as to any such persons who may resort to your tavern. No person shall be harboured in your tavern during the night.

10. You shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or pawn for liquor, neither shall any credit be given. Payment for liquor shall be made in ready money only at the time of sale.

11. You shall not allow any quantity of liquor, however small, to be conveyed from the premises on any account whatever.

12. You shall not open your shop before sunrise, nor keep it open after 9 P. M., except on special permit to be obtained from the Collector or from the Superintendent of Excise.

13. You shall not sell nor give any liquor to any European non-commissioned officer, private soldier or to any European or Eurasian camp follower or to any members of the families of any of the aforesaid persons, nor to any sepoy, member of the police or excise department or servant of a railway company whilst on duty, nor to any European vagrant under escort of the Police, nor to any child under twelve years of age. Neither shall you sell liquor to any one person in large quantities but only for refreshment to be drunk on the premises.

14. You shall not permit prostitutes or persons of notoriously bad character to meet or remain in the tavern, neither shall you harbour or conceal soldiers or others knowing or having reason to believe such soldiers or others to be deserters.

15. The Collector may direct that the tavern shall be temporarily closed on the grounds of Police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this clause.

16. You shall keep a true account in ink showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such account shall be in the form as may be prescribed by the Resident and such account shall be produced for the inspection of the Collector, or any officer appointed by him for the purpose, or any Excise Officer, or any Police Officer not below the

rank of Inspector. The permits, if any, with which the liquor is received at the tavern shall be carefully and regularly filed therein and similarly produced for inspection. You shall furnish such other returns and information as may from time to time be required by the Collector.

17. You shall not keep or sell plain rectified spirits, neither shall you rectify spirits by purifying, colouring, flavouring or mixing any material therewith. Neither shall you adulterate your liquor in any manner whatever. All liquor sold or kept for sale must be of good quality. All country brewed beer sold or kept for sale by you must be of such quality as shall be approved of by the Resident. You shall not keep or sell liquor at any other place than that specified in the license. No country spirits or toddy or any other liquor than that to which the license relates shall be kept or sold in the building covered by this license.

18. In case of any breach of the conditions of this license, either by you or by any person in your employment, it shall be competent for the Collector to impose upon you a fine not exceeding Rs. 10 for every such breach of such conditions or to declare the money deposited with him forfeited and to cancel and re-sell the license at your risk, and all loss caused thereby shall be made good by you. When a license is cancelled, the rent for the whole period shall become due at once and it shall be recovered as if it were an arrear of land revenue.

19. The imposition of a fine, or the forfeiture of deposit, or the cancellation of the license under the last preceding clause shall not be held to prevent the prosecution of you or any of your servants for any offence which may be committed against the Excise Laws or Rules in force.

20. If it comes to the knowledge of the Collector that you fail to open your shop or to carry on your business with due care and attention or that you have been convicted of an offence under the Indian Penal Code, or under the Excise Laws or Rules, it shall be lawful for the Collector to cancel this license and to re-sell or otherwise dispose of the privilege at your risk.

21. You shall not have any pecuniary dealings of any kind whatever with any of the Excise or Revenue officials.

22. You shall not sell, transfer or sub-rent the privileges conferred by this license or any interest therein without the consent of the Collector, which for adequate reason may be witheld. Nor shall you appoint any person to act as your agent in the management of the shop without the Collector's previous approval.

23. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted, and shall, on requisition by the Collector, or by any officer duly authorised by the Collector, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Schedule showing boundaries of shop.

Street and door number and name of house owner.	Bounded on the				Remarks.
	North by—	East by—	South by—	West by—	

Residency Press, Bangalore.—17-3-1900.—100.

License to Chemists and Druggists for the sale of pure Rectified Spirits.

I , Collector of the Civil and Military Station of Bangalore, under the provisions of the Excise Act hereby license you to possess and sell pure rectified spirits.

1. The privilege conferred extends only to the possession and sale of pure rectified spirits.

2. You shall pay into the Resident's Treasury an annual license fee of Rs. 10 before this license is issued to you.

3. You shall not possess pure rectified spirits in excess of ten imperial gallons or such larger quantity as the Resident may specially authorise.

4. You shall not sell pure rectified spirits for other than bonafide medical, industrial and scientific purposes.

5. You shall not sell at one time to the same person more than one reputed pint in the case of sale to a private individual and two reputed quarts in the case of sale to a Chemist, medical practitioner or sicentific body and three imperial gallons to any Government, Local Fund or Municipal Hospital.

6. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901. Should your license be withdrawn a proportionate part of the fee paid by you will be refunded to you. No other remission or compensation shall be granted to you.

7. You shall keep true accounts showing the quantity of pure rectified spirits obtained for the purpose of sale, the source of supply and the quantity used and sold by you. Such accounts shall be in the form as may be prescribed by Government and shall be open for inspection by any Excise Officer not lower in rank than Assistant Superintendent. You shall also furnish such returns of accounts as may be called for by the Collector.

8. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force or which may hereafter be enacted and shall on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

9. You shall not transfer this license by sale, gift, mortgage or otherwise.

10. A breach of any one of the above conditions and restrictions will subject you or any one of your servants acting on your behalf, on conviction before a Magistrate, to fine or forfeiture of license.

Given under my hand and seal this day of in the year 190 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

60

6/f

Opening or Sampling License.

—○:o:○—

I Collector of the Civil and Military Station of Bangalore, do hereby authorise

residing in the Civil and Military Station of Bangalore to open bottles and other receptacles containing foreign liquor for sale by you and to issue samples of same in the premises No. Street, subject to the following conditions :—

1. You shall not issue any sample of liquor that exceeds one reputed pint.

2. No samples other than samples of liquor that you have already obtained a license for to sell shall be issued by you.

3. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 25 before this license is issued to you.

4. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901.

5. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up the license for amendment or for the issue of a fresh license.

Given under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

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5
9

Jug and Bottle License.

For sale by retail of Foreign Liquor including Beer in less quantities than one reputed quart not to be consumed on the premises.

I Collector of the Civil and Military Station of Bangalore, do hereby authorise residing in the Civil and Military Station of Bangalore to open bottles and other receptacles containing foreign liquor and to sell same by retail in the premises No. Street subject to the following conditions :—

1. No other liquor than that for sale of which you have already obtained a retail license shall be sold under this license.

2. You shall not permit any liquor sold by you to be consumed on the premises.

3. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 25 before this license is issued to you.

4. This license may at any time be withdrawn by the Collector on giving one month's notice, otherwise it shall continue in force until 31st March 1901.

5. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

Given under my hand and seal this day of in the year 1900 at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

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5/h

Shop License.

—:o:—

For the sale of Beer on draught, not to be consumed on the premises.

I Collector of the Civil and Military Station of Bangalore, do hereby authorise you to keep a shop and sell by wholesale or retail, beer on draught in the premises No. subject to the following conditions:—

1. You shall not sell or give beer to any one in smaller quantities than one pint, or one-sixth of an imperial gallon. No beer shall on any account whatever be consumed on the premises, but shall be removed therefrom in a cask or a jug or bottle.

2. The beer kept and sold by you shall only be of such quality as shall be approved of by the Resident. You shall not mix any material therewith, neither shall you adulterate same.

3. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put in front of your shop a sign board on which the nature of the liquor sold by you shall be legibly inscribed.

4. You shall pay into the Treasury of the Resident in Mysore an annual registration fee of Rs. 50 before this license is issued to you.

5. If you hold any other license for the sale of foreign liquor on the same premises you shall keep your accounts of transactions under it separate from those under this license.

6. You shall not permit drunkenness or gambling or disorderly conduct on the premises, nor shall you allow prostitutes or persons of notoriously bad character to remain therein. You shall not allow persons suffering from leprosy or other contagious diseases to be employed in conducting sales or transporting liquor.

7. You shall not sell any liquor or keep your premises open between the hours of 9 P. M. and 6 A. M., unless under authority specially granted by the Collector. No person shall be harboured in your tavern during the night.

8. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by Government and shall be open for inspection by any Excise Officer or Police Officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

9. This license may at any time be withdrawn by the Collector on giving one month's notice. The Collector may also direct that the shop shall be temporarily closed on the grounds of police administration or expediency. No remission or compensation shall be claimed if it is found necessary to enforce this latter clause.

10. You shall be bound by any additional rules as may be prescribed under the Excise Law now in force, or which may hereafter be enacted and shall, on requisition by the Collector or Superintendent of Excise, deliver up this license for amendment or for the issue of a fresh license accordingly.

11. You shall not transfer this license by sale, gift, mortgage or otherwise.

12. A breach of any one of the above conditions and restrictions will subject you or any one of your servants acting on your behalf, on conviction before a Magistrate, to fine or forfeiture of the license or to both fine and forfeiture of license.

Given under my hand and seal this day of in the year 1900, at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—9-3-1900.—100.

SHOP LICENSE.

—○:○—

For the Sale of Beer on draught, not to be consumed on the Premises..

I Collector and Superintendent of Excise Revenue, Civil and Military Station, Bangalore, do hereby authorise you to keep a shop and sell by wholesale or retail, beer on draught, subject to the following conditions.

1. You shall not sell or give beer to any one in smaller quantities than one pint, or one-sixth of an Imperial gallon. No beer shall on any account whatever be consumed on the premises but shall be removed therefrom in a cask or a jug or bottle.

2. You shall not sell liquor or keep your premises open between the hours of 9 P. M., and 6 A. M., unless under authority specially granted by the Collector.

3. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put in front of your shop a sign board on which the nature of the liquor sold by you shall be legibly inscribed.

4. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale and the source of supply and the quantity sold. Such account shall be open for inspection by any Excise Officer. You shall also furnish such accounts as may be called for by the Collector.

5. You shall pay either to the Municipal Commission or to such person as the Resident in Mysore may direct an annual registration fee of Rs. 50 before this license is issued to you on 1st April of each year.

6. This license may at any time be withdrawn by the Collector on giving one month's notice. Otherwise it shall continue in force until 31st March 19 .

7. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment and any breach of the conditions shall subject you to forfeiture of license and to prosecution under the Excise Act.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—25-3-99.—60.

REFRESHMENT ROOM OR TAVERN LICENSE.

For the Sale of Foreign Liquor to be consumed on the Premises.

I Collector and Superintendent of Excise Revenue, Civil and Military Station, Bangalore, do hereby authorise residing in the Civil and Military Station of Bangalore, to keep a Refreshment Room or Tavern in the premises No. Street and to sell therein by retail all foreign spirituous liquors under the following conditions:—

1. You shall not keep or sell any Batavia or Colombo arrack or any plain rectified spirits or arrack manufactured in the Mysore Province or in the territories subject to the Presidency of Fort St. George, except double distilled spirits up to 20° U. P. and over proof manufactured in the distillery at Bangalore.

2. You shall sell liquor in small quantities only for refreshment and such shall be drunk on the premises and none shall be conveyed from the tavern on any pretence whatever.

3. You shall not keep or sell any fermented liquor manufactured in British India unless, you also hold a license for the sale of such fermented liquor. Neither shall you sell or keep opium or ganja or other intoxicating drug on any account whatever.

4. You shall not sell or give liquor to any European Non-commissioned officer or private soldier or to any European or Eurasian camp follower; nor to any sepoy, member of the Police, or Excise, or servant of any Railway Company while on duty; nor to any European vagrant under escort of the Police.

5. You shall not permit drunkenness or gambling or disorderly conduct on the premises nor shall you allow prostitutes or persons of notoriously bad character to remain therein. You shall not allow persons suffering from leprosy or other contagious diseases to be employed in conducting sales or transporting liquor.

6. You shall not sell any liquor or keep your premises open between the hours of 9 P. M., and 6 A. M., unless under authority specially granted by the Collector.

7. You shall place this license in a conspicuous place in your tavern which shall be in a building to be approved of by the Collector. You shall put up in front of your shop a sign board on which the nature of the liquors sold by you shall be legibly inscribed.

8. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by Government and shall be open for inspection by any Excise officer or Police officer not lower in Rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

9. You shall not rectify or colour or dilute spirits or adulterate in any manner whatever.

10. This license may at any time be withdrawn by the Collector on giving one month's notice. Otherwise it shall continue in force until the 31st March 19 .

11. You shall pay either to the Municipal Commission or to such person as the Resident in Mysore may direct an annual registration fee before this license is issued to you. The amount of this fee is for the present fixed at Rs. 50 per annum, but the Resident has power to raise it to Rs. 100 after one month's notice during the currency of this license, the enhanced fee shall however only operate proportionately as regards the unexpred period of the license.

12. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment and any breach of the conditions shall subject you to forfeiture of the license and to prosecution under the Excise Act.

Given under my hand this day of at Bangalore.

Collector, Civil and Military Station,
Bangalore.

Residency Press, Bangalore.—29-2-92.—60.

No. FORM No. 3.

License to sell Foreign Spirituous and Fermented Liquors in a Hotel.

HOTEL LICENSE.

ಹೊಟೀಲಿನ ಲೈಸೆನ್ಸ.

I, Collector and Superintendent of Excise Revenue, Civil and Military Station of Bangalore, do hereby authorize

residing in the Civil and Military Station, Bangalore, to keep a Hotel called the

Hotel, to sell by wholesale and retail therein, foreign spirituous and fermented liquors of all kinds, subject to the conditions and restrictions prescribed below in the Premises No.

I. That do not sell any Batavia or Colombo arrack, or any spirituous or fermented liquors manufactured in the Mysore country, or in the provinces subject to the Presidency of Fort St. George, except doubled distilled spirit upto 20° under proof and over proof, manufactured in the distillery at Bangalore.

II. That do not sell nor give any kind of spirituous or fermented liquors in any quantity whatever, to any European non-commissioned officer, or private soldier, nor to any European or East Indian women, connected with, or related to, men of these classes, nor allow him, or them to drink liquor of any description in premises or grounds.

III. That do not fraudulently dilute or adulterate such spirituous or fermented liquors as aforesaid, or sell the same, knowing the same to have been fraudulently diluted or adulterated; and do not knowingly permit drunkenness or other disorderly behaviour in the said Hotel or premises; and do not knowingly suffer any gaming whatsoever therein; and do not knowingly permit prostitutes or persons of notoriously bad character to meet or remain therein: and do not wilfully and knowingly harbour or conceal therein any European soldier who is a deserter; and do not permit any spirituous or fermented liquor to be conveyed from or out of the said Hotel premises.

IV. That you shall pay either to the Municipal Commission or to such person as the Resident in Mysore may direct, an annual registration fee of Rs. 50 before this license is issued to you on 1st April of each year.

A breach of any one of the above conditions and restrictions will subject the holder of this license, on conviction before a Magistrate to fine under the Excise Act, or to the forfeiture of the license under that Act or both.

This license shall continue in force till the 31st March 19 , and no longer.

OFFICE OF THE COLLECTOR & SUPT. OF EXCISE REVENUE CIVIL & MILITARY STATION.

Bangalore, 19 .

Collector and Supt. of Excise Revenue.

Residency Press, Bangalore.—25-3-99.—60.

SHOP LICENSE.

For the Retail Sale of Foreign Liquor and Country Brewed Beer not to be consumed on the Premises.

I Collector and Superintendent of Excise Revenue, Civil and Military Station, Bangalore, hereby authorise residing in the Civil and Military Station of Bangalore, to keep a shop and sell by wholesale or retail foreign spirituous and fermented liquors and country brewed beer subject to the following conditions:—

1. You shall not keep or sell any Batavia or Colombo arrack or any plain rectified spirits or arrack manufactured in the Mysore Province or in the territories subject to the Presidency of Fort St. George, except double distilled spirits of 20 U. P. and over proof manufactured in the distillery at Bangalore.

2. You shall not sell liquor in smaller quantities than one pint and all liquor shall be sold in bottles labelled and capsuled, you shall not keep or sell beer on tap and no liquor shall on any account whatever be consumed on the premises.

3. You shall not sell or give liquor to any European Non-commissioned officer or private soldier or to any European or Eurasian camp follower; nor to any sepoy, member of the police or Excise force or servant of any railway company while on duty, nor to any European vagrant under the escort of the Police.

4. You shall not sell any liquor or keep your premises open between the hours of 9 P. M., and 6 A. M., unless under authority specially granted by the Collector.

5. You shall place this license in a conspicuous place in your shop which shall be in a building to be approved of by the Collector. You shall put up in front of your shop a sign board on which the nature of the liquor sold by you shall be legibly inscribed.

6. You shall keep true accounts showing the quantity and description of the liquor obtained for the purpose of sale, the source of supply and the quantity sold. Such accounts shall be in the form as may be prescribed by the Resident and shall be open for inspection by any Excise officer or Police officer not lower in rank than an Inspector. You shall also furnish such returns of accounts as may be called for by the Collector.

7. You shall not rectify or color or dilute spirits or adulterate them in any manner whatever.

8. You shall pay either to the Municipal Commission or to such person as the Resident in Mysore may direct an annual registration fee of Rs. 50; before this license is issued to you on 1st April of each year.

9. This license may at any time be withdrawn by the Collector on giving one month's notice. Otherwise it shall continue in force until the 31st March 19 .

10. You shall be personally liable for the observance of all the conditions of this license both by yourself and all persons acting in your employment, and any breach of the conditions shall subject you to forfeiture of the license and to prosecution under the Excise Act.

Given under my hand and seal this day of in the year at Bangalore.

Collector, Civil and Military Station,
Bangalore

Residency Press, Bangalore.—25-3-99.—60.

Rev 494

Rev 2013

REVENUE DEPARTMENT
Gl. No. 8503 190
From 27 1900
No.
DEPUTY SECRETARY

1844
25-6-900

Asst Resident in Mysore (6)

To

THE SECY. TO THE GOVT OF MYSORE,
GEN. & REV. DEPTS.

SR 17/99

Dated 25th June 1900.

Despatched

Received

General No. 2989

No. 125-1900.

Enclosure No.

Sl. 6

Acknowledges receipt of the office No. 8921 dated 19th May 1900. re the manufacture of arrack takes objection to certain new conditions wh have been inserted in Licenses of Refreshment Rooms granted in the C & M Stn with effect from 1st April 90

References to be marked

26/6

Submitted with reference - as also with a draft for approval or orders.

27/6/00.

28/6/00

No 2989
125-1900

49

(6)

FROM

THE FIRST ASSISTANT TO THE RESIDENT

IN MYSORE.

To

The Dewan of Mysore,

Dated Bangalore, 25th June 1900.

SIR,

I am directed to acknowledge the receipt of your Secretary's letter No. X 8221, dated the 19th May 1900, stating that the manufacturer of arrack to the Mysore State takes objection to certain new conditions which have been inserted in the Licenses for Refreshment Rooms granted in the Civil and Military Station with effect from the 1st April 1900

2. Under Condition X III of the Refreshment Room Licenses hitherto in force the licensee was prohibited from selling Batavia or Colombo arrack,

or

or any Spirituous or fermented liquors manufactured in the Mysore Province or in the Presidency of Madras except Spirit manufactured in the distillery at Bangalore. Under Condition 2[x] of the licenses now in force the licensee is allowed to sell, in addition to liquor imported from Foreign territories, all Coloured or flavoured spirits manufactured in the Country, and Cocoanut toddy, arrack manufactured in Malabar; but he is not allowed to sell ordinary arrack. Nominally then under the former license, all Country liquor" sold in a Refreshment Room had to be bought from the Bangalore Contractors, while under the new license Country liquor flavoured to resemble foreign liquors, and Malabar Cocoanut-toddy arrack may be obtained from other quarters. The Bangalore Contractors object to this change

on

on the ground that under the terms of their Contract with the Mysore State they have the monopoly of Supply of all Country Spirits in the Civil and Military Station up to the 30th June 1902.

3. The terms of the Contract made with the Contractors, are Contained in Mysore Government Notification No: 5814. Ex 223, dated the 28th December 1896, in which tenders were invited "for the exclusive privilege of the manufacture of arrack for the territories of Mysore inclusive of the Civil and Military Station of Bangalore." In paragraph 3 of the Same notification it was stated that the privilege would not include the manufacture or Sale of Toddy or of Foreign Spirits and Foreign fermented liquors. The Contractors therefore can rightly Contend that no ordinary arrack Shall be sold in the Civil and Military Station

Station except that obtained from the Bangalore distillery. So far, then, as regards the permission now granted to sell Malabar Cocoa-nut toddy, arrack, the Contractors have no cause of complaint, for such arrack does not fall within the definition of ordinary arrack. With regard to the sale of arrack manufactured in Madras or elsewhere and converted into brandy, whisky or other foreign liquors by the addition of essence and colouring matter, the claim of the Bangalore Contractors seems to the Resident to be doubtful. The colouring and flavouring process is performed beyond the limits of Mysore, and, at the time of importation into the Civil and Military Station, the liquor has ceased to be ordinary arrack.

4

4. In spite, however, of the fact that, under the terms of their Contract with the Mysore State the Bangalore Contractors do not appear to have technically any cause of Complaint in respect of the changes made this year in the Refreshment Room Licenses the Resident would be prepared to reconsider the case if it could be shewn that, as a matter of fact it had been understood at the time of the conclusion of the Contract that it gave a monopoly of all Country liquor flavoured to resemble foreign liquor to the Contractors, and if they had actually Sufferred by the change. But in reality the Contrary is the case. At the end of the year 1897. Mr. Hawkins, an officer of the Madras Abkari Department was placed on Special duty to examine the Excise administration

of

of the Civil and Military Station.
In his report Mr. Hawkins shewed that the Condition of the Refreshment Room licenses then in force prohibiting the Sale of Country liquor other than that manufactured in the Bangalore Distillery was not, and could not be enforced. He stated that it was impossible to distinguish "foreign liquor" manufactured in Madras by flavouring arrack, from foreign liquor imported from outside India. In Consequence he found that, as an actual fact, arrack flavoured in Madras to resemble foreign liquor was being obtained by Refreshment Room Licensees at a Cost-price of Rs 6/- a gallon, as Compared with Rs 6/4 a gallon the Cost price of arrack made in the Bangalore distillery. The Sale of Bangalore arrack was therefore, he

× Rs 4.12.0 Duty
Rs 1-8-0 Shop rents & fees
Total Rs 6-4-0

he found diminishing. On a Considera-
tion of Mr. Hawkin's report the Resident
determined to recognise the fact that
it is useless to try to enforce in
Bangalore a definition of foreign liquor
different from that enforced in
Madras; and the Sanction of the
Government of India was obtained
to the altered definition of foreign
liquor which now appears in the
Refreshment Room Licenses. At the
same time Colonel Roberton decided
to put a stop to the advantage
in cost-price which Madras
flavoured arrack had hitherto
enjoyed over Bangalore arrack, by
increasing the taxation on liquor sold
in Refreshment Rooms. Under the
System which was in force until the
beginning of the current Excise year,
Refreshment Rooms paid a fixed fee
of Rs 50/- only. With the Sanction of the

Government

Government of India Refreshment Room licenses are now sold by auction and the fee has risen from Rs 50/- to an average of Rs 1588/- for each Refreshment Room in the Station. It is anticipated that this enhanced taxation will compel the Refreshment Room holders to raise their prices in order to recoup themselves for their outlay on their licenses, and that the advantage in price which flavoured arrack sold as foreign liquor formerly had over ordinary arrack, will cease.

5. From the foregoing remarks it will be seen that the steps taken this year in connection with Refreshment Room licenses were entirely directed towards enhancing the cost price in Bangalore of Madras and flavoured liquors which were unfairly competing with Bangalore arrack

arrack. The change will therefore be entirely to the advantage of the Bangalore distillers. the terms of whose Contract with the Mysore State do not appear to have been in any way infringed. I am to ask that the circumstances of the case may be fully explained to the Agent of the East India Distilleries and Sugar Factories.

I have the honor to be
Sir,
Your Most obedient Servant
Dobbs
1st Assistant Resident.
H.

Draft transmitting

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(Here enter no 2989/125-1900 &

25th June 1900, from the First Asste to the Resident in Mysre under the terms of the contract stating that technically speaking the arrack contractors to the Mysre State do not seem to have technically any cause of complaint in respect of the changes made in the Refreshment Room licenses in the Civil & military Station of Bangalore and asking that the circumstances of the case may be explained fully to the Agent of the East India Distilleries & Sugar Factories.

SR 7/99

Sl. 7

No 39
Ex. J. 13-96 & 2nd July 1900.

Copy of the foregoing forwarded to the Secy together with this office letter no 8221/Sr 137 & 19th may 1900, to which the above is a reply is forwarded to the Excise Commr in Mysre

With reference to correspondence ending with
his letter No 6440/437 of 22nd may 1900 and
With a request that the

circumstances of the case as
referred to in the First Asstt
Resident's letter may be fully
explained to the agent of the
East India Distilleries &
Sugar Factories and a further report
made to ~~the Office of having~~
~~done so~~.

"B O"
1
4
29/6/00

28/6/00 Secretary

KG
27/6/00.

REVENUE DEPARTMENT
Gl. No. 1264
AUG 13 1900
No Ex 53
DEWAN'S OFFICE

Excise]

(8) 60

189

From The Excise Commissioner in Mysore

To

THE SECRETARY TO GOVT. OF MYSORE,

General & Revenue Dept.

SR 17/99

Dated 4th August 1900

Despatched 11 — do —

Received

General No. 1078

No. 52

Enclosure No. /

In reply to

SUBJECT.

Submits with opinion copy of Communication from the agents Arrack manufacturers to the Mysore State, explaining the circumstances under which the manufacturers claim to have the monopoly of manufacturing and supplying all Country spirits throughout the Mysore State including the Civil and Military Station of Bangalore.

References
(to be entered only in the Dewan's Office.)

No. $\frac{1078}{52}$ Excise Commissioner's Office
Bangalore, dated 4th August 1900.
11

From

The Excise Commissioner
in Mysore

To

The Secretary to the Government of Mysore
General and Revenue departments.

Sir,

With reference to your official memo No $\frac{39}{\text{G.S.}\ 1396}$, dated the 2nd July 1900, forwarding for Communication to the agent of the East India Distilleries and Sugar Factories and for further report, Copy of Letter No $\frac{2989}{1205-1900}$, dated the 25th June 1900, from the First Assistant to the Resident to the Dewan of Mysore, Containing the Resident's Views in regard to the objections taken by the aforesaid agent to certain new conditions inserted in the Licenses for Refreshment Rooms granted in the civil and Military Stations with effect from the beginning of the

Current

Current British official year, Viz 1st April 1900, I have the honor to submit herewith Copy of letter dated the 22 instant from the Agent of the Manufacturers of Arrack and other Country Spirits to the Mysore State, explaining the circumstances under which the Manufacturers claim to have the monopoly of manufacturing and Supplying all Country Spirits throughout the Mysore State including the civil and Military Station of Bangalore.

2. They lose they say the benefit of Supplying other Country Spirits and special liquors for which they are authorized to charge their own prices as per Condition 3 in Rule II in the Mysore Durbar's Notification No C 371 / 8x, dated 12 8 March 1897; in accordance with Rule I and para. 3 and 8-4 8 of Rule II in the said Notification, the Manufacturers appear to have the monopoly of the manufacture and supply of Arrack and other Country

Country Spirits and Special liquors throughout the Mysore State including the Civil and Military Station of Bangalore.

I have the honor to be
Sir
your most obedient Servant
M Duncan Jr
Excise Commissioner
&c. in Mysore

Bangalore. 2? August 1900.

From

The agent, Parry & Co.
Managing agents, the E.I.W & G.I. Ld.
Bangalore.

SR 17/29

To

The Excise Commissioner, in Mysore.

Bangalore.

Encl 6 & S.R.S

Sir,

I have the honor to acknowledge receipt of your endorsement No. 65/4 of 4/6 July 1900, forwarding me a copy of a letter dated 25th June 1900 to the Dewan of Mysore from the First assistant to the Resident in Mysore.

In para 3 of his letter, the first assistant to the Resident states that in objecting to the introduction of Malabar arrack by refreshment Room Keepers we have no cause of complaint as such arrack does not fall within the definition of ordinary arrack. We beg however to request that it may be pointed

pointed out to the First assistant to the Resident that our monopoly extends to all country spirits including Malabar arrack.

We obtained our contract in accordance with the terms mentioned in the Mysore Government Notification No. 5814-Ex 223 dated 28th December 1896. As laid down in Para 3 thereof, our Contract is subject to the conditions Specified in Para 8 of the same Notification and to the Excise laws and rules passed by Government from time to time. Accordingly as per Rules I and II-3 and 8-4th published under Mysore Government Notification No. 6. 371/Ex dated 12th March 1897 and Condition V-4th in para 8 of the Mysore Government Notification No. 5814-Ex 223, dated 28th December 1896, we have the exclusive privilege of the manufacture and supply of arrack and other Country spirits and special liquors throughout the Mysore State including the civil and military station of Bangalore.

H

If the words "all coloured or flavoured spirits manufactured in the country" referred to in condition 2 in the Resident's Notification No 968, dated 27th February 1900, meant only spirits manufactured at the Mysore Government Central Distillery, Bangalore, we should have no grievance.

In the Mysore Government Notification No. 31 of 9th May 1889 Rule (a) amended by Notification No. 4, dated 3rd April 1891, it is stated that "Foreign spirits" and "Foreign fermented liquors" are such spirits" or "Foreign fermented liquors" "as are manufactured in any place in Europe" "America or Australia and imported into the" "Territories of Mysore after due payment of" "duty to the British Indian Govt at the" "port of importation in India (b) all other" "spirits and fermented liquors including those" "manufactured in Java, Ceylon and any other" "place whatever in India shall be treated" "as Country spirits or Country fermented liquors".

In

In the Notification of 28th December/96 calling for tenders for the monopoly of manufacture which we now hold, special mention is made of Toddy, "Foreign spirits and Foreign fermented liquors" and Country Beer, which were excluded from our contract.

Condition 7 in Rule II in Mysore Govt Notification No C. 371— Ex, dated 12th march 97, runs as follows:— "The Govt may allow "the manufacturer to manufacture Colombo" "or other kinds of arrack subject to such conditions" "as to the mode of manufacture, payment of duty", "the agency of sale and other matters as the Govt" "may prescribe on the application of the manufacturer".

In Rule ~~XXXIV~~ XXXV of part III of the above notification it is again stated that "spirits "manufactured in any part of India, Batavia" and Ceylon shall be deemed to be "Country spirits for the purposes of the Excise act."

It cannot therefore be contended that Malabar Cocoanut Toddy arrack

though

though it may have paid duty at the tariff rate, is not "country spirits" and its manufacture and introduction therefore forms part of our monopoly.

Under the notifications above quoted, all Brandies, Gin or other spirits made from spirit manufactured in this country are included in the term "Country spirits" (including methylated spirit). The First assistt. to the Resident says that Mr. Hawkins stated that it is impossible to distinguish "Foreign liquor" manufactured in Madras by flavouring arrack from Foreign liquor imported from outside India.

There should be no difficulty on this point as according to the terms of the shop licences, every bottle containing imported liquor should bear the name of the country where the spirit was produced and if made in this country it must be —

Conspicuously

conspicuously labelled with the words "spirit manufactured in India".

Under the Contract which we hold any Country made Brandies to Malabar and Colombo arrack required for the Refreshment rooms should have been obtained through us; and this not having been done, Compensation is due to us on any quantity imported by the licencies direct from Madras or elsewhere. We therefore request that you will be good enough to obtain from the Civil and Military Station authorities a statement showing the quantity of the above spirits imported; and that further importation should be stopped.

I have the honour to be,
Sir,
Your most obedient servant
(Signed) R. K. Ewart.
Agent Parry & Co.
Managing agents E. I. Dt. G. F. Co.

Copy.

Excise Commissioner,
in Mysore.

2088 En/

31-9-00.

R. F. 13-96.

XXX

Issue today

31-8-00

21 Circ
to
31/8/00

SK 17/99

Recd at 5-15 pm.
31-8-00.

8L: 9

Fair draft for approval 69

(9)

To

The First Assistt to
Hon'ble the Resident in Mysore

Sir,

With reference to your letter No. 2987/125.1900 of the 25th June last, stating that under the terms of their contract, the arrack manufacturers for the Mysore State including the C & M Station, did not appear to have technically any cause of complaint in respect of certain changes made in the Refreshment Room licenses granted in the Civil & military Station for the current British official year, and asking that the circumstances of the case might be fully explained to the Agent of the East India Distilleries and Sugar Factories, I am directed to state that the necessary instructions on the subject were issued to the Excise Commr in Mysore. The Agent of the manufacturers (Mr Lowart) to whom the Residents' views were

were communicated by the Excise Commr in his letter dated the 2nd August 1900 explaining ~~in detail~~ (a copy of which is enclosed for perusal) the circumstances under which the manufacturers claim to have the monopoly of manufacturing and supplying all country spirits throughout the state including the civil and military stations and contend that malabar cocoanut Toddy arrack, &c though they may have paid duty at the tariff rate, cannot be considered as foreign spirits and foreign fermented liquors under the terms of the + Rules in force. The agent requests that the station authorities may be moved to furnish a statement showing the quantity of the spirits in question hitherto imported to the C & M station as also to stop further importation.

x Extracts enclosed for ready reference.

In these circumstances I am to request the favor of the matter being placed before the Resident for such further action as he may deem proper to take.

I have &c

Fair Draft
20/8/00

Secretary

20/8/1900

KG
20/8/00

Draft for approval 21
orders

L.

The First Asstt to
Hon'ble the Resident in Mysore

Sir

With reference to your
letter no 2989/125.1900 of the 25th June
last, stating that under the terms
of their contract, the arrack manu-
facturers for the Mysore state in-
cluding the C & M station, do not
appear to have technically any
cause of complaint in respect
of certain changes made ~~in the current British official year~~
in the Refreshment Room Licenses
granted in the Civil and Military
Station for the current British
Official year, and asking that
the circumstances of the case
may be fully explained to
the Agent of the East India
Distilleries & Sugar Factories,
I am directed to state that
the necessary instructions
on the subject
were issued to the Excise

X
Issued, 22/8/00
L
20/8/00
20/8/00
X With a fair draft
L
20/8/00

21/8/00
94

8L 9

Commr in reply to duty
Communicate the Residents'
views on the matter to the Agent (Mr Ewart)
of the Manufacturing Company (Mr Ewart Agent) to whom the Resident
in his letter dated the 2nd instant
to the address of the Excise Commr
(a copy of which is enclosed for
favor of perusal) explaining in
detail the circumstances under
which the manufacturers claim
to have the monopoly of manufacturing & supplying
all country spirits throughout the
State including the civil & military
stations and that, under the terms
of the existing Rules in force, Malabar
Cocoanut Toddy, arrack, & though they
may have paid duty at the tariff
rate cannot be considered as
foreign spirits or foreign fermented
liquors under the terms of the
+ Rules in force

wrote a Cover.

extract enclosed for ready reference.

In view the above views the Agent
for the manufacturers
requests that the station authorities
may be moved to furnish a statement
showing the quantity of the spirits
in question hitherto
imported to the C & M station as
also to stop further importation.

In these circumstances

73

I am to request the favor of the matter being placed before the Resident for such further action as he may deem proper to take.

I have &c
A. Zoffmann
Secretary

15/8/00

15/8/00

Pol 436

74

2893
13 SEP 1900

From The Resident in Mysore.

REVENUE DEPARTMENT
DEWAN'S OFFICE
Cl. No. 2050
SEP 14 1900
No Ex 86

10

To THE SECY. TO THE GOVT. OF MYSORE,
GEN. & REV. DEPTS.

Dated 12th Septr 1900

Despatched

Received

General No. 4618

No. 125-900

Enclosure No. 1.

Stating that the Govt of India have in their letter in the Foreign Deptt No 1091, I. A dy 28/4/99 decided in exercise of the authority conferred on them by section 3 (2) of the Indian Excise Act XII of 1896, that all spirit whether produced in India or imported which is taxed at not less than the customs tariff rate shall be deemed to be "foreign spirit" &c

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References to be marked.

Excise

Rec 14/9/1900

Ex 5/10/1900

Rec'd 12/9/00 No. 25-

No. 4618 Ex
125-900

From

The FIRST ASSISTANT to the RESIDENT in Mysore.

To

The Officiating Dewan of Mysore

Dated, Bangalore 12 September 1900.

Sir,

I am directed to acknowledge the receipt of your Secretary 's letter No.2088 dated the 1st September 1900, with which you forward a further communication from the Agent of the East India Distilleries and Sugar Factories protesting against the sale in the Refreshment Rooms in the Civil and Military Station of any spirits manufactured in India other than those manufactured in the Durbar's Central Distillery at Bangalore.

2. The Agent argues that the monopoly granted to the present manufacturers extends to all country spirits including Malabar arrack under the terms of the Mysore Government's Notification No.5814/Ex.223 dated the 20th December 1896; since it is stated in that Notification that the privilege granted to the manufacturers will not include Foreign spirits and Foreign fermented liquors, and under rule XXXIV of the Mysore Government's Notification No.371 Ex. dated the 12th March 1897, spirits manufactured in any

part

part of India are included in the term "country spirits". Spirits manufactured in Madras, it is therefore maintained, cannot be held to be "Foreign spirits".

3. In reply I am to point out that the Excise rules of the Mysore Government are not in force in the Civil and Military Station. Under the provisions of paragraph 3 of the Mysore Government Notification No.5814/Ex.223 dated the 28th December 1896, by which tenders for the manufacture of arrack were invited, the privilege is subject to the Excise laws and rules passed by 'Government' from time to time. The meaning of the word 'Government' is evidently, in connection with Mysore outside the boundaries of the Assigned Tract, the Government of Mysore, and, in connection with the Assigned Tract, the Government of India. The Government of India have in their letter in the Foreign Department No.1091 I.A dated the 28th April 1899, an extract from which is enclosed for the information of the Durbar, decided in exercise of the authority conferred on them by section 3 (2) of the Indian Excise Act XII of 1896, that all spirit whether produced in India or imported which is taxed at not less than the customs tariff rate shall be deemed to be "Foreign spirit". The privilege of the manufacturers is, under the terms of their contract, subject to this Excise rule passed by Government; and it appears to the Resident that no technical infringement of their contract has taken place.

4. In paragraphs 4 and 5 of my letter No.2989/125-1900 dated the 25th June 1900 it was explained that the revision of

the rules regarding Refreshment Room Licenses had been carried out with a view to the protection of the arrack manufactured in the Mysore Government's Central Distillery, and to the enhancement of the price of the Madras flavoured liquor, which had been found to be competing unfairly with Bangalore arrack. This object the Resident understands to have been achieved; and he considers that the contractors of the Central Distillery have neither technically nor equitably any grounds for complaint regarding the action taken by the Government of India in this matter.

I have the honor to be,

Sir,

Your most obedient servant,

First Assistant Resident.

Copd.,
C.K.

78

Extract from the letter from the Government of I...
in the Foreign Department No.1091 I.A. dated the 28th Apri 1899.

Sir,

I am directed to acknowledge the receipt of your letter No.140 dated the 12th January 1899 submitting the reports of the special officer (Mr. Hawkins) deputed to enquire into the improvements feasible in the Excise Administration of the Civil and Military Station of Bangalore, and the proposals made by you thereon

2. I am now to communicate the orders of the Government of India on your proposals x x x x x

Proposals made by you	Orders of the Government of India thereon.
x x x	x x x x x
Foreign liquors (e) that the definition of 'foreign liquor' as in force in the Madras Presidency be acted on so as to allow free sale within the Station of all spirit whether produced in India or imported, which is taxed at not less than the customs tariff rate.	Approved x x x x
x x x	

"Extract"

Registrar.

79

[Here enter letter No: 4618/125-900 dt 12th Septr 1900 from the First Asst to the Resident in Mysore stating that no technical infringement of the contract of the Arrack manufacturers for the Mysore State has taken place by allowing the sale as "foreign liquor" of certain liquors exercised at the tariff rate, as by a rule passed by the Govt: of India ~~which is~~ to which the above contract is subject in the case of Ct Dr. Station, all spirit whether produced in India or imported which is taxed at not less than the Customs Tariff ~~Act~~ rate is to be deemed "Foreign Spirit"].

~~R 17/99~~

~~E 11~~

No: 2560 / Su 7 13-96 dt 19/9/00

19

Copy of the above is forwarded to the Excise Commr in Mysore with reference to his letter No: 1078/52 dt 4th August 1900 and

and write a request that the Residents' views may be communicated to the Agent of the East India Distilleries and Sugar Factories.

By Order
C
16/9/00

15/9/00 Secretary